**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR**
**&**
**THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR**

**FRIDAY, THE 5TH OCTOBER 2007 / 13TH ASWINA 1929**

**OP.No. 30757 of 2000(J)**
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**PETITIONER:**
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**THE CATHOLIC SYRIAN BANK
OFFICERS ASSOCIATION (AFFILLIATED BY
AIBOC) REP: BY ITS GENERAL SECRETARY
N.D. NANDAKUMAR, AGED 50, S/O.DAMODARA MENON,
RESIDING AT 40/413, IYYATTIL HOUSE,
LAYAM ROAD, ERNAKULAM, KOCHI : 682 011.**

**BY ADV. SRI.G.S.REGHUNATH
SRI.STEPHEN JOY IDICULLA**

**RESPONDENTS:**
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1) **THE CATHOLIC SYRIAN BANK LTD;
REGISTERED OFFICE, POST BOX NO.502,
"COLLEGE VIEW", ST.MARY'S COLLEGE ROAD,
THRISSUR – 680 020, REP: BY ITS GENERAL MANAGER.**

2) **CHAIRMAN, CATHOLIC SYRIAN BANK LTD;
THRISSUR.**

3) **UNION OF INDIA, REP: BY SECRETARY
(FINANCE), NEW DELHI.**

**BY ADV. SRI.K.ANAND (A.201)
SRI.P.S.GOPINATH, ADDL.CGSC**

**THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 05/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**ORDER ON CMP.NO.52208/2000 IN OP.NO.30757/2000-J.**

**DISMISSED.**

**Sd/- K.Balakrishnan Nair, Judge.**

**5.10.2007.** **Sd/- T.R.Ramachandran Nair, Judge.**

**Petitioner's Exhibits:-**

**P1:** **Copy of the relevant page containing the aims and objects of the petitioner.**

**P2:** **Copy of the Registration Certificate dtd.19.5.1998.**

**P3:** **Copy of the relevant pages of the 75th Annual Report for 1995-96 published by the Bank.**

**P4:** **Copy of the representation dtd.18.10.1995.**

**P5:** **Copy of the reply dtd.18.10.1995.**

**P6:** **Copy of the representation dtd.30.3.2000 submitted by the petitioner.**

**P7:** **Copy of the circular dtd.18.10.2000 No.307/200/VCIS.54.**

**P8:** **Copy of the relevant page of Rule 9 of the Regulations.**

**P9:** **Copy of the letter dtd.21.10.2000 sent by the 1st respondent.**

**P9(a):** **Copy of some of the resignation letters submitted by the members of the petitioner.**

**P10:** **Copy of the representation dtd.20.10.2000 submitted by the petitioner.**

**P11:** **Copy of the letter sent by the Hon'ble Minister for Finance Mr.Yashwant Sinha to Sri.O.Rajagopal, Minister of State for Parliamentary Affairs.**

**P12:** **Copy of the letter sent by the member of the petitioner who was forced to resign the petitioner Association.**

**P13:** **Copy of the letter sent by the member of the petitioner who was forced to resign the petitioner Association.**

**P14:** **Copy of the ack. forming part of officer employees (Conduct) Regulations and Officer Employees (Discipline & Appeal) Regulations, 1993.**

**P15: Copy of the circular No.41/94 dtd.10.2.1994.**

**P16: Copy of the letter dtd.16.2.1999.**

**P17: Copy of the minutes of the meeting dtd.17.2.1994.**

**P18: Copy of the representation dtd.23.2.1994 submitted by the petitioner to the 1st respondent.**

**P19: Copy of the circular dtd.13.6.1994 issued by the Management.**

**P20: Copy of the relevant page of the balance sheet in the 79th Annual Report.**

**Respondents' Exhibits:- Nil.**

**R1(a): Copy of the circular No.308/2000/BC/S-55 dtd.18.11.2000 issued by the 1st respondent.**

**R1(b): Copy of the details of performance from 91-92 to 30.9.2000.**

**R1(c): Copy of the letter dtd.4.7.2000 issued by the petitioner Association.**

**R1(d): Copy of the Newsletter of the petitioner dtd.16.5.2000.**

**R1(e): Copy of the Newsletter dtd.4.11.2000 of the petitioner Association.**

**( true copy )**

**P.S. TO JUDGE.**

**Kvs/-**

**K. Balakrishnan Nair &**
**T.R. Ramachandran Nair, JJ.**

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**O.P.NO.30757 of 2000-J**

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**Dated this the 5th day of October, 2007**

**JUDGMENT**

**Balakrishnan Nair J.**

The petitioner challenges the amendment brought to the Officer Employees' (Conduct) Regulations and Officer Employees' (Discipline and Appeal) Regulations, 1993, issued by the first respondent. Now it is settled law that no writ will lie against a private sector bank.

Accordingly, the Original Petition is dismissed without prejudice to the contentions of the petitioner and his right to move other forums for appropriate reliefs.

**(K. Balakrishnan Nair, Judge.)**

**(T.R. Ramachandran Nair, Judge.)**

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**K. Balakrishnan Nair &**
**T.R. Ramachandran Nair, JJ.**
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**O.P.NO.30757 of 2000-J**
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**JUDGMENT**

**5th day of October, 2007**